IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 27TH JUNE 2007 / 6TH ASHADHA 1929

WP(C).No. 19780 of 2007(D)

PETITIONER:

M/S.CHERYTECH (INDIA)PVT.LTD.,
39/3674,CHELAVEETTIL ESTATE,
IST FLOOR,VALANJAMBALAM,
KOCHI-16 REPRESENTED BY ITS DIRECTOR
DR.M.M.THOMAS.

BY ADV. SRI.V.P.SUKUMAR
SRI.V.DEVANANDA NARASIMHAM

RESPONDENTS:

---

1. THE SALES TAX OFFICER (WORKS CONTRACT)
OFFICE OF THE DEPUTY COMMISSIONER,
COMMERCIAL TAXES,ERNAKULAM.

2. THE ASSISTANT COMMISSIONER
(WORKS CONTRACT),OFFICE OF THE DEPUTY COMMISSIONER
COMMERCIAL TAXES,ERNAKULAM.

3. THE DEPUTY COMMISSIONER (APPEALS),
COMMERCIAL TAXES,ERNAKULAM.

4. THE INSPECTING ASSISTANT COMMISSIONER,
COMMERCIAL TAXES,ERNAKULAM AT KAKKANAD.

5. THE MANANGER,STATE BANK OF TRAVANCORE,
PANAMPILLY NAGAR,COCHIN-36.

BY ADV. SHRI.MOHAMMED RAFFIQ, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 27/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 19780 of 2007

Dated, this the 27th day of June, 2007

J U D G M E N T

Since petitioner has filed sales tax appeals against assessments for the year 2001-02, 2002-03 & 2003-04, there will be stay against recovery of arrears of tax sought to be recovered vide Exts.P16 to P19 notices till disposal of the appeals, on petitioner remitting Rs. 5 lakhs within one month from now. The appellate authority is directed to take up the appeals and dispose of the same within three months from the date of making payment as above. If payment is not made, entire demand can be recovered during pendency of the appeals and in that case appeals will be taken up in the usual course.

This WP(C) is disposed of as above.

Issue photocopy today itself.

Sd/-

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg